

WEDNESDAY, APRIL 14, 2021

TWENTY-THIRD LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Pro Tempore Marsh.

The proceedings were opened with prayer by Rep. Hall.

Representative Hall led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 88

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 88

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Byrd; illness

Representative Carter; illness

Representative Ogles; illness

Representative Howell; business

Representative Powers

PRESENT IN CHAMBER

Rep. Powers was announced as being present in the Chamber.

PRESENT IN CHAMBER

Reps. Freeman and Casada were recorded as being present in the Chamber.

COMMUNICATION
April 13, 2021

Chairman John Ragan
Cordell Hull Building- Suite 614
425 Rep. John Lewis Way N.
Nashville, TN 37243

Re: National Conference of State Legislatures - Education Standing Committee

Dear Chairman Ragan,

As Speaker of the House of Representatives, I am appointing you to serve as a member of the National Conference of State Legislatures Education Standing Committee. Your service begins immediately, ends January 10, 2023, and is served at the pleasure of the Speaker of the House of Representatives, as the appointing authority.

I am forwarding a copy of this letter to Beth Hladick with the National Conference of State Legislatures. Ms. Hladick's office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of the office with the high standard of professionalism, dedication, and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Cameron Sexton

Cc: Beth Hladick - NCSL
Lt. Gov. Randy McNally
Kevin Johnson
Jade Cooper
Spenser Carder
Tammy Letzler
Karen Garrett
Anastasia Campbell
Connie Ridley

COMMUNICATION
April 13, 2021

Chairman John Ragan
Cordell Hull Building - Suite 614
425 Rep. John Lewis Way N.
Nashville, TN 37243

Re: NCSL's Nuclear Legislative Working Group

Dear Chairman Ragan,

As Speaker of the House of Representatives, I am nominating you to serve as a member of the NCSL's Nuclear Legislative Working Group for a two-year term.

I am forwarding a copy of this letter to Energy Program Director Kristy Hartman at National Conference of State Legislatures. Ms. Hartman's office will be contacting you in the near future regarding this appointment.

I am confident that you will perform the duties of the office with the high standard of professionalism, dedication, and integrity that the citizens of Tennessee deserve and expect of their public servants.

Best Wishes,

/s/ Speaker Cameron Sexton

Cc: Kristy Hartman - NCSL
Lt. Gov. Randy McNally
Kevin Johnson
Jade Cooper
Spenser Carder
Tammy Letzler
Karen Garrett
Anastasia Campbell
Connie Ridley

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 220 Rep. Crawford as prime sponsor.

House Joint Resolution No. 394 Rep. Moon as prime sponsor.

House Joint Resolution No. 399 Rep. Smith as prime sponsor.

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House Joint Resolution No. 401 Rep. Smith as prime sponsor.

House Joint Resolution No. 402 Reps. Smith and Williams as prime sponsors.

House Bill No. 145 Reps. Hardaway, Moon and Helton as prime sponsors.

House Bill No. 167 Reps. Cochran, Freeman and Helton as prime sponsors.

House Bill No. 190 Rep. Crawford as prime sponsor.

House Bill No. 191 Reps. Crawford and Todd as prime sponsors.

House Bill No. 241 Reps. Lamar and Whitson as prime sponsors.

House Bill No. 456 Rep. Freeman as prime sponsor.

House Bill No. 529 Reps. Sherrell, Todd, Wright, Rudder, Alexander, Kumar, Bricken, Grills, Smith, Terry, Cochran and Powers as prime sponsors.

House Bill No. 539 Reps. Ragan, Crawford, Bricken, Gillespie, Hardaway, Cooper, Todd, Moody, Terry, Eldridge, Mannis and Hazlewood as prime sponsors.

House Bill No. 613 Reps. Hardaway, Freeman, Camper and Love as prime sponsors.

House Bill No. 682 Reps. Freeman and Camper as prime sponsors.

House Bill No. 718 Rep. Sherrell as prime sponsor.

House Bill No. 722 Reps. Camper and Clemmons as prime sponsors.

House Bill No. 723 Reps. Hardaway, Lamar, Parkinson, Camper, Clemmons and Freeman as prime sponsors.

House Bill No. 853 Rep. Hardaway as prime sponsor.

House Bill No. 913 Rep. Williams as prime sponsor.

House Bill No. 978 Reps. White, T. Hicks, Moody, Reedy, Todd and Littleton as prime sponsors.

House Bill No. 1074 Reps. Hardaway, Todd, Helton, Terry, Smith, Freeman, C. Sexton, Hazlewood, Powers and Eldridge as prime sponsors.

House Bill No. 1114 Reps. Littleton, Camper and Lynn as prime sponsors.

House Bill No. 1144 Reps. Todd, T. Hicks, Lynn and Hurt as prime sponsors.

House Bill No. 1181 Rep. Sparks as prime sponsor.

House Bill No. 1186 Reps. Todd and Smith as prime sponsors.

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House Bill No. 1379 Rep. Powell as prime sponsor.

House Bill No. 1513 Reps. Crawford, Bricken, Todd, Smith, Cepicky, Moody, Terry and Lynn as prime sponsors.

House Bill No. 1537 Reps. Cepicky and Lynn as prime sponsors.

House Bill No. 1570 Reps. Cepicky and Hardaway as prime sponsors.

House Bill No. 1578 Rep. Carringer as prime sponsor.

MESSAGE FROM THE SENATE
April 13, 2021

MR. SPEAKER: I am directed to return to the House, House Bill No. 368; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 13, 2021

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 77, 82, 94, 367, 776, 781, 820, 968, 1604, 1613 and 1615; substituted for Senate Bills on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 13, 2021

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 65, 348, 358, 369, 370, 371, 372, 373, 374, 375, 376, 377 and 378; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 13, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 241, 883, 982, 1004, 1035, 1211, 1312, 1326, 1520, 1531, 1532 and 1573; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 241** -- Taxes, Sales - As introduced, increases, from 30 to 35 years, the maximum time period during which a certain portion of state sales taxes are allocated and distributed to a municipality or industrial development corporation that finances development of an extraordinary retail or tourism facility project in a certified border region retail tourism development district. - Amends TCA Title 7, Chapter 40. by *Gardenhire. (HB330 by *Helton)

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Senate Bill No. 883 -- Taxes, Sales - As introduced, allows for sales or use taxes collected from a customer by a dealer being refunded to the customer if the customer requested a refund from the dealer and the dealer failed or declined to issue the refund and other criteria are met. - Amends TCA Title 67. by *Stevens. (*HB913 by *Casada, *Williams)

Senate Bill No. 982 -- Health Care - As introduced, authorizes medical laboratory directors to monitor personnel remotely; creates exceptions to the Tennessee Medical Laboratory Act for pharmacies and private laboratories; redefines "waived" as it applies to the Act. - Amends TCA Title 4 and Title 68, Chapter 29. by *Massey. (*HB226 by *Vaughan, *White)

***Senate Bill No. 1004** -- Alcoholic Beverages - As introduced, designates sports facilities at private universities as sports authority facilities for purposes of consumption of alcoholic beverages on the premises. - Amends TCA Section 57-4-102. by *Massey, *Yarbro. (HB1082 by *Carr)

Senate Bill No. 1035 -- Tennessee Bureau of Investigation - As introduced, enacts the "Jim Coley Rape Survivors Protection Act." - Amends TCA Title 4; Section 10-7-504; Title 29; Title 38; Title 39; Title 40 and Title 63. by *Bell, *Bowling, *White, *Yager, *Gilmore, *Jackson, *Lundberg, *Massey, *Robinson, *Rose, *Yarbro. (*HB39 by *Freeman, *Ogles, *Jernigan, *Eldridge, *Beck, *Gillespie, *Curcio, *Russell, *Lamberth, *Farmer, *Moody, *Sexton J)

***Senate Bill No. 1211** -- Consumer Protection - As introduced, clarifies that wireless communication includes text messages sent and received on smart devices for purposes of the Anti-Phishing Act. - Amends TCA Title 39 and Title 47, Chapter 18. by *Bowling. (HB1298 by *Stewart)

Senate Bill No. 1312 -- Public Funds and Financing - As introduced, requires state funding board to conduct a study on the impact and effects of the rapid devaluation of the United States dollar on the state's economy; requires the board to prepare a report of its findings and recommendations resulting from the study and submit it to the finance, ways and means committees of the senate and house of representatives on or before January 1, 2022. - Amends TCA Title 4; Title 8; Title 9 and Title 67. by *Hensley, *Stevens. (*HB1256 by *Sexton J, *Griffey)

Senate Bill No. 1326 -- Taxes, Sales - As introduced, authorizes dealers whose sales and use tax liability for 12 consecutive months has averaged \$500 or less per month to file returns and payment either monthly or quarterly; requires the \$500 to be adjusted for inflation and rounded to the nearest \$10 every five years, beginning January 1, 2026. - Amends TCA Title 67, Chapter 6, Part 5. by *Hensley, *Yager. (*HB539 by *Powers, *Ragan, *Crawford, *Bricken, *Gillespie, *Hardaway, *Cooper, *Todd, *Moody, *Terry, *Eldridge, *Mannis, *Hazlewood)

***Senate Bill No. 1520** -- Pensions and Retirement Benefits - As introduced, allows any member of the Tennessee consolidated retirement system to obtain creditable service for prior service while a participating member of a city, metropolitan government, or county retirement system. - Amends TCA Title 4 and Title 8. by *Roberts. (HB1540 by *Weaver)

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Senate Bill No. 1531 -- Sexual Offenses - As introduced, states that a victim of sexual battery is incapable of consenting to sexual contact with a physician, psychologist, therapist, or certain other professionals during the course of receiving treatment for a mental, emotional, or physical condition or an interpersonal relationship. - Amends TCA Title 39, Chapter 13, Part 5. by *Roberts. (*HB427 by *Littleton, *Sexton J)

Senate Bill No. 1532 -- Land, Agricultural and Open Spaces - As introduced, extends, from March 1 to March 15, the deadline by which a landowner must file with the assessor of property an application for land to be classified as agricultural, forest, or open space land; makes other revisions. - Amends TCA Title 67. by *Roberts. (*HB854 by *Helton)

Senate Bill No. 1573 -- Employees, Employers - As introduced, prohibits a state or local governmental entity, the governor, or the executive head of a local government from classifying a category of workers as essential or nonessential. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 50, Chapter 1, Part 2; Title 58 and Title 68. by *Bailey, *Briggs, *Jackson, *Pody, *Walley. (*HB37 by *Ogles, *Griffey, *Warner, *Hulsey)

MESSAGE FROM THE SENATE
April 13, 2021

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 38, 84, 86, 87, 88, 92, 188, 206, 298, 364, 651, 765, 831, 890, 1091, 1097, 1098, 1168, 1343 and 1517; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 13, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 205, 429, 541, 699, 769, 844, 1597 and 1612; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED
April 13, 2021

The Speaker announced that he had signed the following: Senate Bills Nos. 205, 429, 541, 699, 769, 844, 1597 and 1612.

TAMMY LETZLER, Chief Clerk

ENGROSSED BILLS
April 13, 2021

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 201, 240, 447, 462, 487, 493, 525, 549, 732, 925, 930, 1049, 1137, 1187, 1303, 1336, 1362, 1401, 1609, 1612, 1620, 1621 and 1623; House Joint Resolutions Nos. 381, 382, 383, 385, 387, 388, 389, 390, 391, 392 and 393;

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 13, 2021**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 776; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 13, 2021**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 35, 36, 37 and 38; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 13, 2021**

The Speaker announced that he had signed the following: House Resolutions Nos. 35, 36, 37 and 38.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 14, 2021**

MR. SPEAKER: I am directed to return to the House, House Bill No. 566; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 15, 2021:

***House Joint Resolution No. 404** -- Memorials, Recognition - 105th Attack Squadron, 100th anniversary. by *Ragan, *Grills.

***House Joint Resolution No. 405** -- Memorials, Academic Achievement - Emily Hopkins, Valedictorian, Santa Fe Unit School. by *Cepicky.

***House Joint Resolution No. 406** -- Memorials, Academic Achievement - Jordyn Litton, Salutatorian, Santa Fe Unit School. by *Cepicky.

***House Joint Resolution No. 407** -- Memorials, Death - Susan Ann Cove. by *Johnson G.

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***House Joint Resolution No. 408** -- Memorials, Recognition - Tennessee State Natural Areas Day, May 4, 2021. by *Mannis.

***House Joint Resolution No. 409** -- Memorials, Death - Michael Passeur. by *Mannis.

***House Joint Resolution No. 410** -- Memorials, Recognition - Reverend James Lawson, NAACP Chairman's Award. by *Clemmons.

***House Joint Resolution No. 411** -- Memorials, Recognition - Victims of the Taiwan Taroko Express train crash. by *Smith, *Littleton, *Rudder, *Wright.

INTRODUCTION OF BILLS

On motion, the following bill was introduced and passed first consideration:

***House Bill No. 1630** -- Westmoreland - Subject to local approval, rewrites the city charter. - Amends Chapter 306 of the Private Acts of 1951; as amended. by *Lamberth.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 241** -- Taxes, Sales - As introduced, increases, from 30 to 35 years, the maximum time period during which a certain portion of state sales taxes are allocated and distributed to a municipality or industrial development corporation that finances development of an extraordinary retail or tourism facility project in a certified border region retail tourism development district. - Amends TCA Title 7, Chapter 40. by *Gardenhire. (HB330 by *Helton)

Senate Bill No. 883 -- Taxes, Sales - As introduced, allows for sales or use taxes collected from a customer by a dealer being refunded to the customer if the customer requested a refund from the dealer and the dealer failed or declined to issue the refund and other criteria are met. - Amends TCA Title 67. by *Stevens. (*HB913 by *Casada, *Williams)

Senate Bill No. 982 -- Health Care - As introduced, authorizes medical laboratory directors to monitor personnel remotely; creates exceptions to the Tennessee Medical Laboratory Act for pharmacies and private laboratories; redefines "waived" as it applies to the Act. - Amends TCA Title 4 and Title 68, Chapter 29. by *Massey. (*HB226 by *Vaughan, *White)

***Senate Bill No. 1004** -- Alcoholic Beverages - As introduced, designates sports facilities at private universities as sports authority facilities for purposes of consumption of alcoholic beverages on the premises. - Amends TCA Section 57-4-102. by *Massey, *Yarbro. (HB1082 by *Carr)

Senate Bill No. 1035 -- Tennessee Bureau of Investigation - As introduced, enacts the "Jim Coley Rape Survivors Protection Act." - Amends TCA Title 4; Section 10-7-504; Title 29; Title 38; Title 39; Title 40 and Title 63. by *Bell, *Bowling, *White, *Yager, *Gilmore, *Jackson, *Lundberg, *Massey, *Robinson, *Rose, *Yarbro. (*HB39 by *Freeman, *Ogles, *Jernigan, *Eldridge, *Beck, *Gillespie, *Curcio, *Russell, *Lamberth, *Farmer, *Moody, *Sexton J)

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***Senate Bill No. 1211** -- Consumer Protection - As introduced, clarifies that wireless communication includes text messages sent and received on smart devices for purposes of the Anti-Phishing Act. - Amends TCA Title 39 and Title 47, Chapter 18. by *Bowling. (HB1298 by *Stewart)

Senate Bill No. 1312 -- Public Funds and Financing - As introduced, requires state funding board to conduct a study on the impact and effects of the rapid devaluation of the United States dollar on the state's economy; requires the board to prepare a report of its findings and recommendations resulting from the study and submit it to the finance, ways and means committees of the senate and house of representatives on or before January 1, 2022. - Amends TCA Title 4; Title 8; Title 9 and Title 67. by *Hensley, *Stevens. (*HB1256 by *Sexton J, *Griffey)

Senate Bill No. 1326 -- Taxes, Sales - As introduced, authorizes dealers whose sales and use tax liability for 12 consecutive months has averaged \$500 or less per month to file returns and payment either monthly or quarterly; requires the \$500 to be adjusted for inflation and rounded to the nearest \$10 every five years, beginning January 1, 2026. - Amends TCA Title 67, Chapter 6, Part 5. by *Hensley, *Yager. (*HB539 by *Powers, *Ragan, *Crawford, *Bricken, *Gillespie, *Hardaway, *Cooper, *Todd, *Moody, *Terry, *Eldridge, *Mannis, *Hazlewood)

***Senate Bill No. 1520** -- Pensions and Retirement Benefits - As introduced, allows any member of the Tennessee consolidated retirement system to obtain creditable service for prior service while a participating member of a city, metropolitan government, or county retirement system. - Amends TCA Title 4 and Title 8. by *Roberts. (HB1540 by *Weaver)

Senate Bill No. 1531 -- Sexual Offenses - As introduced, states that a victim of sexual battery is incapable of consenting to sexual contact with a physician, psychologist, therapist, or certain other professionals during the course of receiving treatment for a mental, emotional, or physical condition or an interpersonal relationship. - Amends TCA Title 39, Chapter 13, Part 5. by *Roberts. (*HB427 by *Littleton, *Sexton J)

Senate Bill No. 1532 -- Land, Agricultural and Open Spaces - As introduced, extends, from March 1 to March 15, the deadline by which a landowner must file with the assessor of property an application for land to be classified as agricultural, forest, or open space land; makes other revisions. - Amends TCA Title 67. by *Roberts. (*HB854 by *Helton)

Senate Bill No. 1573 -- Employees, Employers - As introduced, prohibits a state or local governmental entity, the governor, or the executive head of a local government from classifying a category of workers as essential or nonessential. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 50, Chapter 1, Part 2; Title 58 and Title 68. by *Bailey, *Briggs, *Jackson, *Pody, *Walley. (*HB37 by *Ogles, *Griffey, *Warner, *Hulsey)

**CAPTION BILLS REFERRED
April 13, 2021**

Pursuant to **Rule No. 47**, the following Caption Bill 1073 held on the Clerk's desk was referred to the following Committees:

***House Bill No. 1073** -- Victims' Rights -- House Health Committee

CAPTION BILLS REFERRED
April 14, 2021

Pursuant to **Rule No. 47**, the following Caption Bill 1522 held on the Clerk's desk was referred to the following Committees:

***House Bill No. 1522** -- Business and Commerce -- House Finance, Ways and Means Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 13, 2021**, reported the following:

COMMERCE COMMITTEE

The Commerce Committee recommended for passage: House Bills Nos. 915 and 749 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 965 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS, AND MEANS COMMITTEE

The Finance, Ways, and Means Committee recommended for passage: House Bills Nos. 1233, 1286, 573, 241 and 78, also House Bills Nos. 784 and 785 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

HEALTH COMMITTEE

The Health Committee recommended for passage: House Bill No. 1403, also House Bill No. 13 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 575 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

INSURANCE COMMITTEE

The Insurance Committee recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1379 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 636 with amendments.

LOCAL GOVERNMENT COMMITTEE

The Local Government Committee recommended for passage: House Bills Nos. 1619, 1626, 1618, 1222, 1616 and 1617, also House Bills Nos. 229, 1373, 1193, 505 and 918 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 198, 1028 and 1297, also House Bills Nos. 811 and 1276 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE GOVERNMENT COMMITTEE

The State Government Committee recommended for passage: House Bill No. 983, also House Bills Nos. 1481, 1040 and 1578 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also transmitted the following to the Civil Justice Committee: House Bill No. 506 with amendments.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 138 and House Joint Resolution No. 3, also House Bills Nos. 1250, 488 and 693 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 1538 with amendments.

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 14, 2021**, reported the following:

CIVIL JUSTICE COMMITTEE

The Civil Justice Committee recommended for passage: House Bills Nos. 1252 and 187, also House Bills Nos. 1126, 697, 1200, 1377, 798, 1547, 446, 1254, 1072 and 1268 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CRIMINAL JUSTICE COMMITTEE

The Criminal Justice Committee recommended for passage: House Bills Nos. 382, 1302, 762, 893 and 1346, also House Bills Nos. 1339, 955, 1062, 109, 870, 545 and 1086 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 951 and 994, also House Bills Nos. 427, 904 and 1063 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION ADMINISTRATION COMMITTEE

The Education Administration Committee recommended for passage: House Bill No. 1591, also House Bills Nos. 1131 and 1266 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 865, 1501, 752 and 753 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 580 with amendments.

The Committee further reports that House Bill No. 1210 was considered, but failed to pass.

EDUCATION INSTRUCTION COMMITTEE

The Education Instruction Committee transmitted the following be referred to the Government Operations Committee: House Bill No. 745 with amendments.

HEALTH COMMITTEE

The Health Committee recommended for passage: House Bill No. 967. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 948 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 345, also House Bills Nos. 1027, 1080 and 577 with amendments.

The Committee also transmitted the following to the Insurance Committee: House Bill No. 1464.

CONSENT CALENDAR

House Resolution No. 39 -- Memorials, Death - Rayverne Baskin Wilson. by *Cooper.

***House Joint Resolution No. 394** -- Memorials, Professional Achievement - John Wilson, B. Ray Thompson Outstanding Faculty Performance Award. by *Ramsey, *Moon.

***House Joint Resolution No. 395** -- Memorials, Death - Maxine Houston Humphrey. by *Moon, *Ramsey.

***House Joint Resolution No. 396** -- Memorials, Retirement - Vanessa Bryan, 21st Judicial District Public Defender. by *Whitson.

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***House Joint Resolution No. 397** -- Memorials, Recognition - Black Maternal Health Week, April 11-17, 2021. by *Lamar, *Camper, *Kumar.

***House Joint Resolution No. 398** -- Memorials, Academic Achievement - Peyton White, Valedictorian, Zion Christian Academy. by *Cepicky.

***House Joint Resolution No. 399** -- Memorials, Academic Achievement - Sophia Perry, Co-Salutatorian, Red Bank High School. by *Hazlewood, *Smith.

***House Joint Resolution No. 400** -- Memorials, Academic Achievement - Vianet Ruiz, Co-Salutatorian, Red Bank High School. by *Hazlewood.

***House Joint Resolution No. 401** -- Memorials, Academic Achievement - Sarah St. John, Valedictorian, Red Bank High School. by *Hazlewood, *Smith.

***House Joint Resolution No. 402** -- Memorials, Death - Charles Henry Coolidge, Sr. by *Hazlewood, *Smith, *Williams.

***Senate Joint Resolution No. 419** -- Memorials, Death - Eleanor Henson Knee Rooks. by *Walley.

***Senate Joint Resolution No. 515** -- Memorials, Recognition - City of White House, 50th anniversary. by *Roberts, *Haile.

OBJECTION--CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Joint Resolution No. 397: by Rep. Faison

Under the rules, House Joint Resolution No. 397 was placed at the heel of the calendar for April 15, 2021.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 88
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell,

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Thompson, Todd, Travis, Vaughan, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. Love was recorded as being present in the Chamber.

REGULAR CALENDAR

House Bill No. 1186 -- Trusts - As introduced, makes various changes to laws regarding trusts. - Amends TCA Title 35. by *Garrett, *Todd, *Smith. (*SB896 by *Stevens)

Rep. Garrett moved that House Bill No. 1186 be passed on third and final consideration.

Rep. Jernigan moved adoption of Civil Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1186 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 35-6-401, is amended by deleting subdivision (d)(2) and substituting:

(2) If the total amount of money and property received in a distribution or series of related distributions is greater than twenty percent (20%) of the entity's gross assets, as shown by the entity's year-end financial statements or by an attestation by an officer of the entity's gross assets immediately preceding the initial receipt. If the total amount of money and property received in a distribution or series of related distributions is equal to or less than twenty percent (20%) of an entity's gross assets, then it is not a partial liquidation.

SECTION 2. Tennessee Code Annotated, Section 35-15-103(24)(B), is amended by deleting the language "; or" and substituting the language "without causing the trust to terminate; or".

SECTION 3. Tennessee Code Annotated, Section 35-15-107(a), is amended by deleting the subsection and substituting:

(a) The validity and construction of a trust are determined by the law of the jurisdiction designated in the terms of the trust instrument, which is called a state jurisdiction provision.

SECTION 4. Tennessee Code Annotated, Section 35-15-108(a), is amended by deleting the language "with a jurisdiction, the terms of a trust designating that jurisdiction's laws in a state jurisdiction provision are valid and controlling if" and substituting the language "with a jurisdiction, for purposes of determining the applicable

law controlling a trust's administration, the terms of a trust designating a jurisdiction's trust administration laws in a state jurisdiction provision are valid and controlling if".

SECTION 5. Tennessee Code Annotated, Section 35-15-108, is amended by deleting the first sentence in subsection (b) and substituting:

Except as otherwise expressly provided in a state jurisdiction provision that is valid and controlling under subsection (a), or by court order addressing the applicable law for trust administration, the laws of this state govern the administration of a trust while the trust is administered in this state.

SECTION 6. Tennessee Code Annotated, Section 35-15-111(c), is amended by adding the following new subdivisions:

(10) The resignation, appointment, and establishment of the powers and duties of trust protectors or trust advisors; and

(11) The approval of an investment decision, delegation, policy, plan, or program.

SECTION 7. Tennessee Code Annotated, Section 35-15-409(1), is amended by deleting the language "ninety (90) years" and substituting the language "three hundred sixty (360) years".

SECTION 8. Tennessee Code Annotated, Section 35-15-411(c), is amended by deleting the language "as provided under § 35-15-111".

SECTION 9. Tennessee Code Annotated, Section 35-15-510, is amended by deleting subsection (i) and substituting:

(i) After a conveyance to a trustee described in subsection (b), the property transferred is tenancy by the entirety property held by husband and wife subject to this section.

SECTION 10. Tennessee Code Annotated, Section 35-15-813, is amended by adding the following at the end of subsection (d):

During the time a beneficiary is represented by another pursuant to § 35-15-303, a trustee shall send its report or other information otherwise required to be furnished under this section to the representative of the beneficiary, which has the same effect as sending the report or other information otherwise required to be furnished under this section to the beneficiary being represented.

SECTION 11. Tennessee Code Annotated, Section 35-15-813, is amended by deleting subsection (e) and substituting:

(e) Subsections (a) and (b) do not apply to the extent:

(1) That the terms of the trust provide otherwise; or

(2) The settlor of the trust, or a trust protector or trust advisor under part 12 of this chapter, that holds the power to so direct, directs otherwise in a writing delivered to the trustee. Directions made in a writing delivered to the trustee by the settlor, trust advisor, or trust protector as set forth in this subdivision (e)(2) remain in effect until and unless the settlor, trust advisor, or trust protector revokes the written instructions or is incapacitated. Additionally, the written directions remain in effect only while the trust advisor or trust protector providing the written directions is serving as the current trust advisor or trust protector. Unless otherwise specifically provided in the written directions, upon the death or incapacity of a settlor who provided the written directions described in this subdivision (e)(2), the directions are revoked. However, upon the death or incapacity of the settlor, a trust advisor or trust protector, if any, may further direct the trustee in writing pursuant to this subdivision (e)(2). Unless otherwise stated in the governing instrument, in the event of a conflict in the written directions, the written directions of the settlor control. Notwithstanding this subdivision (e)(2), during the time a settlor has designated a representative to represent and bind the interests of a beneficiary or beneficiaries under § 35-15-303, a trustee shall send its report or other information otherwise required to be furnished under this section to the representative designated by the settlor until the settlor revokes the designation or until the designated representative ceases serving. Sending reports or other information otherwise required to be furnished to a designated representative has the same effect as sending the report or other information otherwise required to be furnished under this section to the beneficiary or beneficiaries being represented. To the extent a settlor, trust advisor, or trust protector directs a trustee not to send its report or other information otherwise required to be furnished under this section to a beneficiary or beneficiaries and does not designate a representative to receive the information, the trustee shall send the information it would otherwise be required to send to the beneficiary or beneficiaries to the settlor who provided the written directions described in this subdivision (e)(2), trust advisor, or trust protector, which has the same effect as sending the report or other information otherwise required to be furnished under this section to the beneficiary or beneficiaries.

SECTION 12. Tennessee Code Annotated, Section 35-15-816, is amended by deleting subdivision (b)(27) and adding the following as a new subsection:

(c) Unless the terms of the instrument expressly provide otherwise:

(1) A trustee who has authority, under the terms of a testamentary instrument or irrevocable inter vivos trust agreement, to invade the principal of a trust to make distributions to, or for the benefit of, one (1) or more proper objects of the exercise of the power, may instead exercise that authority by appointing all or part of the principal of the trust in favor of a trustee of a trust under an instrument other than that under which the power to invade is created or under the same instrument if the exercise of that authority:

(A) Does not reduce any income interest of any income beneficiary of the following trusts:

(i) A trust for which a marital deduction has been taken for federal tax purposes under § 2056 or § 2523 of the Internal Revenue Code (26 U.S.C. § 2056 or § 2523) or for state tax purposes under any comparable provision of applicable state law;

(ii) A charitable remainder trust under § 664 of the Internal Revenue Code; or

(iii) A grantor retained annuity or unitrust trust under § 2702 of the Internal Revenue Code (26 U.S.C. § 2702); and

(B) Is in favor of the proper objects of the exercise of the power;

(2)

(A) The second trust must only have as beneficiaries one (1) or more of the beneficiaries of the first trust. For distributions made during the grantor's lifetime, the second trust must not accelerate the beneficial interest of a future beneficiary. For distributions made after the grantor's death, the second trust may accelerate the beneficial interest of a future beneficiary.

(B) For purposes of subdivision (c)(2):

(i) "Accelerate the beneficial interest" means making a beneficiary eligible to receive distributions of income or principal at a date earlier than the date upon which the beneficiary would otherwise be eligible to receive distributions from the first trust; and

(ii) "Future beneficiary" means a beneficiary who is not currently eligible to receive any distributions of income or principal from the first trust, but is eligible to receive a distribution of income or principal from the first trust at a future time or upon the happening of an event specified under the first trust;

(3) A trustee who is a beneficiary of the original trust shall not exercise the authority to appoint property of the original trust to a second trust if under the terms of the original trust or pursuant to law governing the administration of the original trust:

(A) The trustee does not have discretion to make distributions to itself;

(B) The trustee's discretion to make distributions to itself is limited by an ascertainable standard, and under the terms of the second trust, the trustee's discretion to make distributions to itself is not limited by the same ascertainable standard;

(C) The trustee's discretion to make distributions to itself can only be exercised with the consent of a co-trustee or a person holding an adverse interest and under the terms of the second trust the trustee's discretion to make distributions to itself is not limited by an ascertainable standard and may be exercised without consent; or

(D) The trustee of the original trust does not have discretion to make distributions that will discharge the trustee's legal support obligations but under the second trust the trustee's discretion is not so limited;

(4) The exercise of the power to invade the principal of the trust under subdivision (c)(1) must be by an instrument in writing, signed by the trustee and filed with the records of the trust;

(5) The exercise of the power to invade principal of the trust under subdivision (c)(1) must not extend the permissible period of the rule against perpetuities that applies to the trust;

(6) This section does not abridge the right of any trustee who has a power of invasion to appoint property in further trust that arises under any other statute, under common law, or pursuant to the applicable instrument governing the first trust;

(7) The exercise of the power to appoint principal under subdivision (c)(1) must be considered an exercise of a power of appointment, other than a power to appoint to the trustee, the trustee's creditors, the trustee's estate, or the creditors of the trustee's estate;

(8) The second trust:

(A) May confer a power of appointment upon a beneficiary of the original trust to whom or for the benefit of whom the trustee has the power to distribute principal of the original trust;

(B) The permissible appointees of the power of appointment conferred upon a beneficiary may include persons who are not beneficiaries of the original or second trust; and

(C) The power of appointment conferred upon a beneficiary must preclude any exercise that would extend the permissible period of the rule against perpetuities that applies to the trust;

(9) If any contribution to the original trust qualified for the annual exclusion under § 2503(b) of the Internal Revenue Code (26 U.S.C. § 2503(b)), the marital deduction under §§ 2056(a) or 2523(a) of the Internal Revenue Code (26 U.S.C. §§ 2506(a) or 2523(a)), or the charitable deduction under §§ 170(a), 642(c), 2055(a), or 2522(a) of the Internal Revenue Code (26 U.S.C. §§ 170(a), 642(c), 2055(a), or 2522(a)), is a direct skip qualifying for treatment under § 2642(c) of the Internal Revenue Code (26 U.S.C. § 2642(c)), or qualified for any other specific tax benefit that would be lost by the existence of the authorized trustee's authority under subdivision (c)(1) for income, gift, estate, or generation-skipping transfer tax purposes under the Internal Revenue Code, then the authorized trustee does not have the power to distribute the principal of a trust pursuant to subdivision (c)(1) in a manner that would prevent the contribution to the original trust from qualifying for or would reduce the exclusion, deduction, or other tax benefit that was originally claimed with respect to that contribution;

(10) During any period when the original trust owns stock in a subchapter S corporation as defined in § 1361(a)(1) of the Internal Revenue Code (26 U.S.C. § 1361(a)(1)), an authorized trustee shall not exercise a power authorized by subdivision (c)(1) to distribute part or all of the stock of the S corporation to a second trust that is not a permitted shareholder under § 1361(c)(2) of the Internal Revenue Code (26 U.S.C. § 1361(c)(2));

(11) This section applies to any trust that is administered in this state; and

(12) For purposes of this section, "original trust" means the trust from which principal is being distributed, and "second trust" means the trust to which assets are being distributed from the original trust.

SECTION 13. Tennessee Code Annotated, Section 35-16-102, is amended by deleting subdivision (8) and substituting:

(8) "Person" means an individual; corporation; business trust; estate; trust or civil law equivalent of a trust, including a fideicomiso or equivalent, or a foundation of the equivalent; partnership; limited liability company; association; joint venture; government; governmental subdivision, agency, or instrumentality; public corporation; or any other legal or commercial entity;

SECTION 14. Tennessee Code Annotated, Section 35-16-102(11), is amended by deleting the language "after the transferor executes a qualified affidavit".

SECTION 15. Tennessee Code Annotated, Section 35-16-104, is amended by adding the following language at the end of subsection (c):

The transferor's execution of a qualified affidavit creates a rebuttable presumption that the assets disclosed in the affidavit were transferred to the trust on the date of execution of the affidavit. The transferor bears the burden of

proving by a preponderance of the evidence the date of transfer of any asset that is not listed on a qualified affidavit.

SECTION 16. Tennessee Code Annotated, Section 35-15-810, is amended by adding the following as a new subsection:

(f) For all purposes under this chapter, if a trust is apportioned into separate shares for one (1) or more beneficiaries, then the apportioned separate shares must be treated as separate trusts even though the share may be commingled with other separate shares of the trust for investment and tax reporting purposes as provided in this section.

SECTION 17. Tennessee Code Annotated, Section 35-15-505, is amended by adding the following as a new subsection:

(h) For purposes of this section, a person is not considered the settlor or deemed settlor of an irrevocable inter vivos trust if the person is a beneficiary with respect to property that was contributed to the trust by the person's spouse, regardless of whether or when the person was a settlor of an irrevocable inter vivos trust for the benefit of the person's spouse. For purposes of this subsection (h), "person's spouse" means the individual to whom the person was married at the time the irrevocable inter vivos trust was created, regardless of a subsequent dissolution of the marriage.

SECTION 18. Tennessee Code Annotated, Section 35-6-502, is amended by adding the following language at the end of subdivision (a)(1):

however, if in the judgment of the trustee, the charging of a part or all of that portion of the compensation described under § 35-6-501(1) to principal is impracticable because of the lack of sufficient principal cash and readily marketable intangible personal property, or inadvisable because of the nature of the assets, then that part or all of the compensation must be paid out of income so long as the adjustment does not violate § 35-6-104(c). The decision of the trustee to pay a larger portion or all of the compensation out of income is conclusive, and the income of the trust is not entitled to reimbursement from principal at any subsequent time or times;

SECTION 19. Tennessee Code Annotated, Section 35-15-1102, is amended by adding the following language at the end of the section:

However, the execution of a modification, termination, or settlement agreement pursuant to § 35-15-111, § 35-15-411, or § 35-15-412 is considered a transaction for purposes of § 47-10-103.

SECTION 20. Tennessee Code Annotated, Section 35-15-509, is amended by adding the following as a new subdivision (3) and redesignating the existing subdivision (3) accordingly:

(3) No creditor or assignee shall reach property transferred pursuant to a power of appointment exercised by a decedent unless the power of appointment was actually exercised in favor of the decedent or the decedent's estate; and

SECTION 21. Tennessee Code Annotated, Section 35-16-104(b)(1), is amended by deleting the language "two (2) years" wherever it appears and substituting the language "eighteen (18) months".

SECTION 22. Tennessee Code Annotated, Section 35-15-402, is amended by adding the following as a new subsection (e):

(e) Notwithstanding subdivision (a)(4), a passive trust is not terminable because it is passive.

SECTION 23. Tennessee Code Annotated, Section 35-15-103(20), is amended by deleting the subdivision and substituting instead the following:

(20) "Person" means an individual; corporation; business trust; estate; trust or civil law equivalent of a trust, including a fideicomiso or equivalent, or a foundation of the equivalent; partnership; limited liability company; association; joint venture; government; governmental subdivision, agency, or instrumentality; public corporation; or any other legal or commercial entity;

SECTION 24. Tennessee Code Annotated, Title 35, Chapter 15, Part 1, is amended by adding the following as a new section:

35-15-113.

(a) The trustee of a trust that has the trust's principal place of administration in this state may register the trust with the secretary of state. For purposes of this section, a trust is considered to have the trust's principal place of administration in this state if one (1) of the trustees has its principal place of business in this state or is a resident of this state and the trust meets the requirements described in § 35-15-108(a)(2) or (3).

(b) Registration is accomplished by filing a statement with the secretary of state that includes the following:

(1) The name, address, and phone number of the trustee with its principal place of business in this state or that is a resident of this state, in which the trustee acknowledges the trusteeship;

(2) Dates and locations of each prior registration, if any, or a statement that the trust has not previously been registered in a jurisdiction;

(3) The name of the trust, date of the trust instrument, and each subsequent amendment or modification;

(4) In the case of a testamentary trust, the name of the testator and the date and place of domiciliary probate; or in the case of a written inter vivos trust, the name of each settlor and the original trustee;

(5) The name and address of each current co-trustee, trust advisor, or trust protector;

(6) A statement that the trustee submits to the jurisdiction of the courts of this state in any proceeding relating to the trust that may be initiated by any interested person while the trust remains registered, provided that notice is given as provided by law; and

(7) A filing fee of two hundred fifty dollars (\$250) payable to the secretary of state.

(c) If a trust has been registered elsewhere, registration in this state is ineffective until either the earlier registration is released by the jurisdiction where prior registration occurred or an instrument executed by the trustee and all current beneficiaries is filed with the registration in this state.

(d) The registration is confidential and not subject to public inspection under title 10, chapter 7, part 5.

(e) Notwithstanding subsection (d), the settlor, a trustee, trust advisor, or trust protector for the trust may obtain a certified copy of the registration upon filing a request with the secretary of state that includes a signed attestation that they are the settlor or a currently serving trustee, trust advisor, or trust protector, and paying a filing fee of one hundred dollars (\$100) payable to the secretary of state. If the requesting person is not listed in the initial registration, such as in the case of a newly appointed trustee, trust advisor, or trust protector, then the requesting party must provide documentation evidencing the requesting party's appointment.

(f) The registration may be cancelled by a signed request of the trustee, attesting to current service as a trustee, accompanied by:

(1) Documentary evidence of subsequent registration of the trust in a different jurisdiction; or

(2) An acknowledged instrument executed by all current beneficiaries agreeing to the cancellation.

(g) The secretary of state may designate required forms and methods for filing a registration, requesting a certified copy of a registration, and cancelling a registration.

SECTION 25. The Tennessee Code Commission is requested to publish in Tennessee Code Annotated the revisions required to conform to the current state of the law official comments for Chapters 5, 15, and 16 of Title 35 that are filed with the executive secretary of the Tennessee Code Commission by July 1, 2021, unless a later date is provided by said secretary, by duly authorized representatives of the Trust Committee of the Tennessee Bankers Association.

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SECTION 26. Section 24 of this act takes effect January 1, 2022, the public welfare requiring it. All other sections of this act take effect July 1, 2021, the public welfare requiring it, and apply to actions occurring on or after that date.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Garrett moved that **House Bill No. 1186**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

Representatives present and not voting were: Carr--1

A motion to reconsider was tabled.

House Bill No. 1513 -- Textbooks - As introduced, enacts the "Textbook Transparency Act"; requires the state board of education to develop an electronic database of textbooks adopted by local education agencies and public charter schools to be maintained by, and accessible to the public at, each public university's main campus library. - Amends TCA Title 49, Chapter 6, Part 22. by *Cochran, *Weaver, *Crawford, *Bricken, *Todd, *Smith, *Cepicky, *Moody, *Terry, *Lynn. (*SB1034 by *Bell)

Rep. Cochran moved that House Bill No. 1513 be passed on third and final consideration.

Rep. Moody moved adoption of Education Instruction Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1513 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act is known and may be cited as the "Textbook Transparency Act."

SECTION 2. Tennessee Code Annotated, Section 49-6-2203(d), is amended by deleting subdivision (3) and substituting instead the following:

(3)

(A) In addition to the finished textbooks and instructional materials required to be filed with the secretary of the commission, publishers shall make all textbooks and instructional materials proposed for adoption available for inspection by LEAs and the public online, which may include access via the state textbook depository's website. The online inspection must allow inspection of both the textbook or instructional materials and all accompanying manuals, workbooks, and other ancillary materials. The content, including pictures and graphs, of the textbooks, instructional materials, and supplementary materials that are made available for online inspection must be in finished form and must be the same as what would be distributed to public schools.

(B) The commission shall require that a publisher in its bid document agree to provide complete online copies of the textbooks or instructional materials bid during the review process by the advisory panels for a period of no less than ninety (90) days. Textbooks and instructional materials approved by the state board of education for local adoption must remain accessible to the public pursuant to subdivision (d)(3)(C).

(C)

(i) A publisher that submits textbooks or instructional materials for adoption shall provide the department of education with a link to the textbooks or instructional materials that the public and advisory panel members can use to access the textbooks or instructional materials. The department shall post the links provided by publishers pursuant to this subdivision (d)(3)(C)(i) on the department's website.

(ii) A publisher of textbooks or instructional materials approved by the state board for local adoption shall provide each LEA with a link to the textbooks or instructional materials that the public can use to access the textbooks or instructional materials. Each LEA shall:

(a) Post, on the LEA's website, the links provided by publishers pursuant to this subdivision (d)(3)(C)(ii) for textbooks or instructional materials adopted by the LEA; or

(b) Identify, on the LEA's website, the name and publisher of textbooks or instructional materials adopted by the LEA and provide a link to the state textbook depository's website where the textbooks or instructional materials may be accessed.

(iii) The links provided pursuant to this subdivision (d)(3)(C) must remain active for all textbooks and instructional materials approved by the state board for so long as the textbooks and instructional materials are approved for local adoption or adopted by the LEA, respectively.

(D)

(i) A publisher of textbooks or instructional materials for which a waiver is granted to an LEA pursuant to § 49-6-2206, shall provide the respective LEA with a link to the textbooks or instructional materials that the public can use to access the textbooks or instructional materials.

(ii) Each LEA shall:

(a) Post, on the LEA's website, the link provided by the publisher pursuant to subdivision (d)(3)(D)(i); or

(b) Identify, on the LEA's website, the name and publisher of the textbooks or instructional materials for which the LEA received a waiver pursuant to § 49-6-2206, and provide:

(1) A link to the state textbook depository's website where the textbooks or instructional materials may be accessed by the public; or

(2) Instructions for how the public may access the textbooks or instructional materials at the central office of the LEA's local board of education.

(iii) The links provided pursuant to this subdivision (d)(3)(D) must remain active for all textbooks or instructional materials for so long as the textbooks or instructional materials are adopted.

SECTION 3. This act takes effect July 1, 2021, the public welfare requiring it.

On motion, Education Instruction Committee Amendment No. 1 was adopted.

Rep. Cochran moved that **House Bill No. 1513**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford,

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Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

Representatives present and not voting were: Beck--1

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. Stewart was recorded as being present in the Chamber.

REGULAR CALENDAR, CONTINUED

House Bill No. 1570 -- Students - As introduced, deletes antiquated language that removed grade 11 assessment of student readiness for postsecondary education for public schools in the 2019-2020 school year. - Amends TCA Title 49. by *Cochran, *Russell, *Cepicky, *Hardaway. (*SB1579 by *Bailey)

Rep. Cochran moved that House Bill No. 1570 be passed on third and final consideration.

Rep. Moody moved adoption of Education Instruction Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1570 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 1, Part 6, is amended by adding the following as a new section:

(a) The commissioner of education shall obtain approval from the state board of education for changes to the formula used to calculate school or LEA performance goals and measures established pursuant to this part.

(b) To ensure stakeholder input, before submitting a proposal to the state board to change the formula used to calculate performance goals and measures for schools or LEAs, the commissioner shall convene a working group that includes, but is not limited to:

(1) The chair of the education administration committee of the house of representatives;

(2) The chair of the education instruction committee of the house of representatives;

(3) The chair of the education committee of the senate;

(4) The executive director of the state board of education;

(5) A representative from the Tennessee organization of school superintendents;

(6) A representative from the Tennessee school boards association;

(7) A public school teacher employed at a school located:

(A) In an urban area in this state;

(B) In a suburban area in this state; and

(C) In a rural area in this state; and

(8) A parent of a child who is enrolled in a public school in this state. For the purposes of this subdivision (b)(8), "parent" includes the parent, guardian, person who has custody of the child, or individual who has caregiving authority under § 49-6-3001.

(c) To ensure meaningful stakeholder engagement, the commissioner shall provide relevant materials in advance of a convening of the working group required by subsection (b), to provide adequate time for working group members to gather feedback from the members' respective peers.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.

On motion, Education Instruction Committee Amendment No. 1 was adopted.

Rep. Cochran moved that **House Bill No. 1570**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell,

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Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

A motion to reconsider was tabled.

House Bill No. 856 -- Taxes, Hotel Motel - As introduced, requires department of revenue to report to the finance, ways and means committees of the house of representatives and the senate, state and local government committee of the senate, state government committee of the house of representatives, and local government committee of the house of representatives, on the transition of the collection and remittance of privilege taxes on occupancy of short-term rental units from the local to the state level. - Amends TCA Title 7, Chapter 4; Title 13, Chapter 7; Title 67, Chapter 5 and Title 67, Chapter 4. by *Sherrell, *Marsh. (*SB576 by *Bowling)

Rep. Sherrell moved that House Bill No. 856 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 856 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-1401(2), is amended by deleting the subdivision and substituting instead the following:

(2) "Hotel" means any structure or space, or any portion thereof, that is occupied or intended or designed for occupancy by transients for dwelling, lodging, or sleeping purposes, and includes privately, publicly, or government-owned hotels, inns, tourist camps, tourist courts, tourist cabins, motels, short-term rental units, primitive and recreational vehicle campsites and campgrounds, or any place in which rooms, lodgings, or accommodations are furnished to transients for consideration;

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.

On motion, Local Government Committee Amendment No. 1 was adopted.

Rep. Sherrell moved that **House Bill No. 856**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	60
Noes.....	16
Present and not voting.....	12

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Camper, Carr, Carringer, Casada, Cochran, Cooper, Curcio, Darby, Eldridge, Faison, Farmer, Freeman, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Jernigan, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Lynn, Marsh, Moon,

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Powell, Powers, Ragan, Ramsey, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Stewart, Terry, Thompson, Travis, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--60

Representatives voting no were: Cepicky, Chism, Clemmons, Dixie, Doggett, Hardaway, Johnson G, Lafferty, Lamar, McKenzie, Miller, Mitchell, Moody, Reedy, Shaw, Towns—16

Representatives present and not voting were: Beck, Campbell S, Gillespie, Griffey, Grills, Hurt, Littleton, Love, Mannis, Sparks, Todd, Vaughan--12

A motion to reconsider was tabled.

***House Bill No. 456** -- Employees, Employers - As introduced, authorizes a political subdivision, or an instrumentality of a political subdivision with at least 1,000 employees, to implement, adopt, or administer an automatic deferred or tax-sheltered compensation plan for employees. - Amends TCA Title 5; Title 6; Title 7; Title 8 and Title 50. by *Thompson. (SB1473 by *Akbari)

Rep. Thompson moved that **House Bill No. 456** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

***House Bill No. 191** -- Taxes, Excise - As introduced, requires the commissioner of economic and community development to consult with the commissioner of revenue when determining whether good cause exists for extending the three-year period for making the required capital investment for qualifying for a certain excise tax credit when purchasing industrial machinery. - Amends TCA Title 67, Chapter 4, Part 20. by *Hulsey, *Gant. (SB170 by *Lundberg)

Rep. Hulsey moved that House Bill No. 191 be passed on third and final consideration.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 191 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-2009(3), is amended by adding the following as a new, appropriately designated subdivision:

() Notwithstanding any law to the contrary, a taxpayer that has previously made a capital investment in excess of one billion dollars (\$1,000,000,000) during a single investment period and has previously qualified for the credit provided in § 67-6-224 and that qualifies during the applicable tax year for, but chooses to not make, the election under § 67-4-2012(l), shall, upon written request submitted to the commissioner, be allowed to offset up to one hundred percent (100%) of its excise tax liability by the industrial machinery credit provided in this subdivision (3), or any carryforward of the industrial machinery credit, if the commissioners of revenue and economic and community development determine that increasing the percentage of offset above fifty percent (50%), as limited by subdivision (3)(B), will allow the taxpayer to maximize the use of its industrial machinery credits while resulting in an excise tax liability substantially equal to the amount otherwise due if the taxpayer had made the election under § 67-4-2012(l). The commissioners of revenue and the commissioner of economic and community development shall determine the percentage of excise tax liability allowed to be offset, above that otherwise allowed by subdivision (3)(B), and the period during which the increased offset shall continue;

SECTION 2. This act takes effect upon becoming law, the public welfare requiring it.

On motion, Finance, Ways, and Means Committee Amendment No. 1 was adopted.

Rep. Hulsey moved that **House Bill No. 191**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

***House Bill No. 539** -- Taxes, Sales - As introduced, authorizes dealers whose sales and use tax liability for 12 consecutive months has averaged \$500 or less per month to file returns and payment either monthly or quarterly; requires the \$500 to be adjusted for inflation and rounded to the nearest \$10 every five years, beginning January 1, 2026. - Amends TCA Title 67, Chapter 6, Part 5. by *Powers, *Ragan, *Crawford, *Bricken, *Gillespie, *Hardaway, *Cooper, *Todd, *Moody, *Terry, *Eldridge, *Mannis, *Hazlewood. (SB1326 by *Hensley, *Yager)

On motion, House Bill No. 539 was made to conform with **Senate Bill No. 1326**; the Senate Bill was substituted for the House Bill.

Rep. Powers moved that Senate Bill No. 1326 be passed on third and final consideration.

Rep. Hazlewood moved adoption of Finance, Ways, and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1326 by deleting the language "five hundred dollars (\$500)" in Section 1(c)(1) and substituting instead the language "one thousand dollars (\$1,000)".

On motion, Finance, Ways, and Means Committee Amendment No. 1 was adopted.

Rep. Powers moved that **Senate Bill No. 1326**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

A motion to reconsider was tabled.

***House Bill No. 145** -- Pharmacy, Pharmacists - As introduced, lowers from three to two business days the amount of time a pharmacy benefits manager or covered entity has to adjust the maximum allowable cost of a drug or medical product or device to which the maximum allowable cost applies for all similar pharmacies in the network for claims submitted in the next payment cycle after an appealing pharmacy's appeal is determined to be valid by the pharmacy benefits manager or covered entity. - Amends TCA Title 4; Title 53; Title 56; Title 63; Title 68 and Title 71. by *Smith, *Terry, *Hardaway, *Moon, *Helton. (SB1403 by *Swann)

Rep. Smith moved that House Bill No. 145 be passed on third and final consideration.

Rep. Kumar moved adoption of Insurance Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 145 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 56-7-3113, is amended by deleting the section and substituting:

(a) A person or entity shall not administer the medication or device portion of pharmacy benefits coverage provided by a covered entity or otherwise act as a pharmacy benefits manager in this state unless the person or entity is licensed through the department of commerce and insurance.

(b) To obtain licensure as a pharmacy benefits manager, a person or entity must demonstrate to the department that the person or entity:

(1) Is authorized to transact business in this state;

(2) Is financially responsible, as determined by the department;
and

(3) Has not had a prior license to be a pharmacy benefits manager denied for cause or revoked by the department within five (5) years of the date on which licensure is sought.

(c)

(1) In addition to the showing required by subsection (b), a person or entity seeking licensure as a pharmacy benefits manager shall also provide the following information to the department:

(A) The person or entity's name, address, telephone number, email address, and website address; and

(B) If the licensure is sought for an entity, the name, address, telephone number, and email address for a contact person.

(2) A material change in the information described in this subsection (c) must be filed with the department within sixty (60) days of the change.

(d)

(1) A person or entity's license as a pharmacy benefits manager must be renewed annually.

(2) In addition to the showing required by subsection (b), a person or entity seeking renewal of a license as a pharmacy benefits manager must demonstrate to the department that the person or entity complied with § 56-7-3119 during the previous licensure period.

(e)

(1) A person or entity seeking licensure as a pharmacy benefits manager shall pay a fee in the amount of one thousand dollars (\$1,000) to the department to obtain the license. A person or entity seeking renewal of a license as a pharmacy benefits manager shall pay a fee in the amount of five hundred dollars (\$500) to renew the license.

(2) Except as provided in subdivision (e)(3), the department shall use fees and fines paid pursuant to this section for purposes of administering this part.

(3) The department may use funds from fees and fines collected under this section that are in excess of the amount needed to administer this part for the purpose of promoting awareness of available substance use disorder treatment resources in this state.

(f)

(1) Failure to obtain licensure or renew a license pursuant to this section while acting as a pharmacy benefits manager in this state constitutes a violation of this section and is punishable by a fine of two thousand five hundred dollars (\$2,500) per violation.

(2) Each day that a person or entity is in violation of subdivision (f)(1) constitutes a separate violation.

(3) A person or entity assessed a fine pursuant to this section or denied a license or renewal of a license may appeal the fine or denial pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. Tennessee Code Annotated, Title 56, Chapter 7, Part 31, is amended by adding the following as new sections:

56-7-3119.

A pharmacy benefits manager shall ensure that, in the performance of pharmacy benefits management, the best interests of the insured are prioritized above the interests of other parties or entities, including, but not limited to, those of a covered entity, a pharmacy, and a pharmacist, an insurance plan, or a third party administrator.

56-7-3120.

(a) The department of commerce and insurance shall, no later than January 1, 2022, establish by rule a process to receive and process complaints from an insured, a provider, a pharmacist, or a pharmacy that allege a violation of this part by a pharmacy benefits manager.

(b) On or before January 15, 2023, and no later than January 15 each year thereafter, the department of commerce and insurance shall submit to the chief clerks of the senate and house of representatives, and to the legislative librarian, a report containing the following information from the previous calendar year:

(1) The number of complaints received against pharmacy benefits managers;

(2) Statistics on the resolution of complaints and penalties assessed against pharmacy benefits managers; and

(3) Other information and data the department deems relevant to the enforcement of this part.

(c) The department of commerce and insurance shall ensure that no personally identifying information or information protected under law is disclosed in the report required by subsection (b).

SECTION 3. Tennessee Code Annotated, Section 56-7-3105, is amended by deleting the section and substituting:

A contract entered into, amended, or renewed on or after July 1, 2021, must not contain provisions in violation of this part.

SECTION 4. The commissioner of commerce and insurance is authorized to promulgate rules to effectuate the purposes of this act. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in Tennessee Code Annotated, title 4, chapter 5.

SECTION 5. For the purpose of promulgating rules, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2021, the public welfare requiring it, and applies to contracts entered into, amended, or renewed, and licenses issued or renewed on or after that date.

On motion, Insurance Committee Amendment No. 1 was adopted.

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

Rep. Smith moved that **House Bill No. 145**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes.....	1
Present and not voting.....	3

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Ragan, Ramsey, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--88

Representatives voting no were: Reedy--1

Representatives present and not voting were: Gant, Powers, Travis--3

A motion to reconsider was tabled.

***House Bill No. 165** -- Education - As introduced, authorizes community schools and communities of schools to establish programs to make professional counseling services available to individuals held in correctional or detention facilities in this state. - Amends TCA Title 49, Chapter 6, Part 24. by *Cooper, *Freeman. (SB642 by *Robinson)

BILL RE-REFERRED

Rep. Camper moved that **House Bill No. 165** be re-referred to the Calendar and Rules Committee, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 682** -- Alcoholic Beverages - As introduced, authorizes the Ryman Auditorium to submit a drawing to the alcoholic beverage commission for purposes of designating the premises on which alcoholic beverages may be consumed; amends the description of the theater. - Amends TCA Title 57, Chapter 4, Part 1. by *Beck, *Freeman, *Camper. (SB1026 by *Briggs)

Rep. Beck moved that House Bill No. 682 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 682 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-4-102(20)(B)(ii), is amended by deleting the last two sentences of the subdivision and substituting instead the following:

The licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing. The entire designated premises is covered under one (1) license issued under this subdivision (20)(B). Alcoholic beverages and beer may be stored, sold, and consumed in any interior area on the premises, and in any contiguous or non-contiguous exterior area on the premises designated by temporary or permanent barriers and signage. The licensee must adhere to the following license fee schedule relative to on-premise consumption of alcoholic beverages:

(a) The licensee must pay the appropriate license fee assessed for historic performing arts centers under § 57-4-301(b)(1)(D); and

(b) The premises of a facility licensed under this subdivision (20)(B) that maintains a restaurant that is physically separate from the music hall, with its own kitchen, menu of prepared food, and patron seating, must also pay the appropriate restaurant license fee pursuant to § 57-4-301(b)(1)(R) to serve alcoholic beverages; provided, however, that such facility applying for a renewal of its license under this subdivision (20)(B) must pay the appropriate license fee due under § 57-4-301(b)(1)(W) when the gross revenue from the previous year derived from prepared food sales is fifty percent (50%) or less than the gross revenue from the sale of alcoholic beverages;

SECTION 2. Tennessee Code Annotated, Section 57-4-102(20)(B), is amended by adding the following new subdivisions:

() The center was originally constructed in 1892 as a religious facility;

() The center is approximately one thousand two hundred fifty feet (1,250') southwest of a public park that is adjacent to a navigable waterway;

() The center is approximately seven hundred twenty-five feet (725') northwest of a public park that contains a walkway recognizing professionals in the music industry;

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

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Rep. Beck moved that **House Bill No. 682**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	70
Noes.....	15
Present and not voting.....	5

Representatives voting aye were: Alexander, Beck, Boyd, Bricken, Calfee, Camper, Carr, Casada, Chism, Clemmons, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Garrett, Gillespie, Griffey, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamar, Lamberth, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Parkinson, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Shaw, Sherrell, Smith, Stewart, Terry, Thompson, Towns, Vaughan, Warner, Weaver, Whitson, Williams, Windle, Wright, Mr. Speaker Sexton--70

Representatives voting no were: Baum, Carringer, Cepicky, Cochran, Doggett, Grills, Haston, Hurt, Moody, Rudd, Sexton J, Sparks, Todd, White, Zachary--15

Representatives present and not voting were: Campbell S, Gant, Leatherwood, Lynn, Powers--5

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **House Bill No. 682** and have this statement entered in the Journal: Rep. Keisling.

REGULAR CALENDAR, CONTINUED

***House Bill No. 853** -- Redistricting, Legislative - As introduced, extends the time in which all county legislative bodies must change the boundaries of districts or redistrict the county entirely from at least once every 10 years to at least once every 11 years. - Amends TCA Section 3-1-102 and Section 5-1-111. by *Carr, *Hardaway. (SB786 by *Briggs)

On motion, House Bill No. 853 was made to conform with **Senate Bill No. 786**; the Senate Bill was substituted for the House Bill.

Rep. Carr moved that Senate Bill No. 786 be passed on third and final consideration.

Rep. Keisling moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Carr requested that Senate Bill No. 786 be moved to the heel of the Calendar, which motion prevailed.

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House Bill No. 1082 -- Alcoholic Beverages - As introduced, designates sports facilities at private universities as sports authority facilities for purposes of consumption of alcoholic beverages on the premises. - Amends TCA Section 57-4-102. by *Carr. (*SB1004 by *Massey, *Yarbro)

On motion, House Bill No. 1082 was made to conform with **Senate Bill No. 1004**; the Senate Bill was substituted for the House Bill.

Rep. Carr moved that **Senate Bill No. 1004** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	55
Noes.....	30
Present and not voting.....	7

Representatives voting aye were: Alexander, Baum, Beck, Bricken, Calfee, Camper, Carr, Casada, Cooper, Curcio, Darby, Eldridge, Faison, Farmer, Freeman, Garrett, Gillespie, Griffey, Halford, Hall, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Jernigan, Johnson C, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Mannis, Marsh, McKenzie, Moon, Parkinson, Ragan, Ramsey, Reedy, Rudder, Russell, Sherrell, Smith, Terry, Travis, Vaughan, Warner, Weaver, Whitson, Wright, Mr. Speaker Sexton--55

Representatives voting no were: Boyd, Campbell S, Cepicky, Chism, Clemmons, Cochran, Dixie, Doggett, Grills, Hakeem, Hardaway, Harris, Haston, Johnson G, Keisling, Lamar, Miller, Mitchell, Moody, Rudd, Sexton J, Sparks, Stewart, Thompson, Todd, Towns, White, Williams, Windle, Zachary--30

Representatives present and not voting were: Carringer, Crawford, Gant, Hurt, Love, Lynn, Powers--7

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **Senate Bill No. 1004** and have this statement entered in the Journal: Rep. Clemmons.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Senate Bill No. 1004** and have this statement entered in the Journal: Rep. G. Johnson.

REGULAR CALENDAR, CONTINUED

House Bill No. 1114 -- Human Services, Dept. of - As introduced, requires the department to approve, administer, and coordinate child care services for the children of state officers and employees. - Amends TCA Title 4; Title 8; Title 49 and Title 71. by *Leatherwood, *Cooper, *Littleton, *Camper, *Lynn. (*SB22 by *Kyle, *Gardenhire, *Briggs, *Akbari, *Campbell, *Gilmore, *Rose, *Yarbro)

On motion, House Bill No. 1114 was made to conform with **Senate Bill No. 22**; the Senate Bill was substituted for the House Bill.

Rep. Leatherwood moved that Senate Bill No. 22 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 22 by deleting Section 1(a) and substituting instead the following:

(a) A state agency may contract with a provider of child care services to offer child care services as an option for the agency's officers and employees. If a state agency offers child care services, then the child care provider must be licensed by the department of human services under title 71, chapter 3, part 5. Primary emphasis for child care services must be given to children who are not subject to compulsory school attendance pursuant to § 49-6-3001.

AND FURTHER AMEND by deleting from Section 1(b) the language:

The state shall provide the space to a sponsoring agency, if it is available.

and substituting instead:

The state may provide the space to a sponsoring agency, if it is available.

AND FURTHER AMEND by deleting subsection (f) and substituting instead the following:

(f) This part does not apply to an institution of higher education that provides or establishes child care services through the institution of higher education.

On motion, State Government Committee Amendment No. 1 was adopted.

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Rep. Leatherwood moved that **Senate Bill No. 22**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--89

Representatives present and not voting were: Lafferty--1

A motion to reconsider was tabled.

House Bill No. 1144 -- Water Pollution - As introduced, specifies that the incentives the Tennessee board of energy and natural resources may adopt for alternatives to discharges to surface waters include credits recognizing increased environmental performance and enhanced water quality under specified permitted activities. - Amends TCA Title 4; Title 7, Chapter 35; Title 65; Title 68 and Title 69. by *Grills, *Todd, *Hicks T, *Lynn, *Hurt. (*SB790 by *Walley, *Rose)

On motion, House Bill No. 1144 was made to conform with **Senate Bill No. 790**; the Senate Bill was substituted for the House Bill.

Rep. Grills moved that Senate Bill No. 790 be passed on third and final consideration.

Rep. Halford moved that Agriculture & Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Grills moved that **Senate Bill No. 790** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns,

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Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

A motion to reconsider was tabled.

House Bill No. 1179 -- Campaigns and Campaign Finance - As introduced, disqualifies an officer of a multicandidate political campaign committee from running for a state or local public office if the multicandidate political campaign committee has not paid a lawfully assessed civil penalty for a violation of the financial disclosure laws or the campaign contribution laws within 30 days. - Amends TCA Title 2, Chapter 10. by *Moody, *Sexton C. (*SB1120 by *White)

Rep. Moody moved that **House Bill No. 1179** be reset for the Regular Calendar on April 22, 2021, which motion prevailed.

***House Bill No. 167** -- Privacy, Confidentiality - As introduced, adds communications with a peer supporter occurring during a critical incident stress management intervention to those communications that are considered confidential and for which a person cannot be called to testify or otherwise divulge. - Amends TCA Title 10 and Title 24, Chapter 1. by *Moody, *Cochran, *Freeman, *Helton. (SB163 by *Pody, *White, *Rose)

On motion, House Bill No. 167 was made to conform with **Senate Bill No. 163**; the Senate Bill was substituted for the House Bill.

Rep. Moody moved that Senate Bill No. 163 be passed on third and final consideration.

Rep. Jernigan moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Moody moved that **Senate Bill No. 163** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes.....	1
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Mr. Speaker Sexton--89

Representatives voting no were: Griffey--1

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

Representatives present and not voting were: Cooper--1

A motion to reconsider was tabled.

***House Bill No. 529** -- Education, Curriculum - As introduced, requires an LEA or public charter school to notify a student's parent or guardian prior to commencing instruction of a sexual orientation or gender identity curriculum; permits a parent or guardian to excuse the parent's or guardian's student from a sexual orientation or gender identity curriculum, and prohibits the LEA or charter school from penalizing an excused student. - Amends TCA Title 49, Chapter 6, Part 13. by *Moody, *Griffey, *Gant, *Ragan, *Doggett, *Haston, *Howell, *Weaver, *Cepicky, *Lamberth, *Rudd, *Hall, *Sexton J, *White, *Hulsey, *Hurt, *Reedy, *Casada, *Warner, *Littleton, *Sherrell, *Todd, *Wright, *Rudder, *Alexander, *Kumar, *Bricken, *Grills, *Smith, *Terry, *Cochran, *Powers. (SB1229 by *Rose, *Jackson, *Pody)

On motion, House Bill No. 529 was made to conform with **Senate Bill No. 1229**; the Senate Bill was substituted for the House Bill.

Rep. Moody moved that Senate Bill No. 1229 be passed on third and final consideration.

Rep. C. Sexton moved the previous question, which motion prevailed.

Rep. Moody moved that **Senate Bill No. 1229** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	64
Noes	23

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Vaughan, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--64

Representatives voting no were: Beck, Camper, Chism, Clemmons, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Lamar, Love, Mannis, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Towns--23

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 1229** and have this statement entered in the Journal: Rep. Calfee.

REGULAR CALENDAR, CONTINUED

***House Bill No. 718** -- Elder Abuse - As introduced, enacts the "Safe Seniors Act of 2021". - Amends TCA Title 39; Title 40 and Title 71. by *Keisling, *Gillespie, *Griffey, *Crawford, *Sherrell, *Bricken, *Helton, *Moody, *Smith, *Freeman, *Sexton C, *Cepicky, *Eldridge, *Hazlewood, *Littleton. (SB1228 by *Rose)

Rep. Keisling moved that **House Bill No. 718** be reset for the Regular Calendar on April 28, 2021, which motion prevailed.

House Bill No. 1074 -- Criminal Offenses - As introduced, increases the penalty for assault of a first responder from a Class A misdemeanor to a Class E felony. - Amends TCA Title 39, Chapter 13. by *Kumar, *Gant, *Griffey, *Lamberth, *Crawford, *Russell, *Sherrell, *Hardaway, *Todd, *Helton, *Terry, *Smith, *Freeman, *Sexton C, *Hazlewood, *Powers, *Eldridge. (*SB358 by *Hensley, *Gilmore)

Rep. Kumar moved that House Bill No. 1074 be passed on third and final consideration.

Rep. Curcio moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1074 by deleting SECTION 1 and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-116, is amended by deleting subsection (d) and substituting the following:

(d) For purposes of this section:

(1) "First responder" means a firefighter, emergency services personnel, POST-certified law enforcement officer, healthcare provider, or person who responds to calls for emergency assistance from a 911 call, and includes capitol police officers, Tennessee highway patrol officers, Tennessee bureau of investigation agents, Tennessee wildlife resources agency officers, and park rangers employed by the division of parks and recreation in the department of environment and conservation; and

(2) "Healthcare provider" means healthcare professionals licensed, registered, certified, or permitted pursuant to title 63 or title 68 and regulated under the authority of either the department of health or any agency, board, council, or committee attached to the department of health.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

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Rep. Kumar moved that **House Bill No. 1074**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 83
Noes 3

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Farmer, Freeman, Gant, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--83

Representatives voting no were: Harris, Lamar, Parkinson--3

A motion to reconsider was tabled.

***House Bill No. 613** -- Correction, Dept. of - As introduced, requires the commissioner to conduct a study of programs to reduce recidivism for persons formerly incarcerated. - Amends TCA Title 4; Title 41 and Title 71. by *Hakeem, *Miller, *Parkinson, *Clemmons, *Shaw, *Towns, *Thompson, *Cooper, *Hardaway, *Freeman, *Camper, *Love. (SB1441 by *Akbari)

Rep. Hakeem moved that **House Bill No. 613** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 86
Noes 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary--86

A motion to reconsider was tabled.

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

House Bill No. 722 -- Election Laws - As introduced, prohibits a county election commissioner from voting on issues that directly affect the commissioner's immediate family member who is a candidate for office; requires a county election commissioner to be recused of official duties 30 days prior to an election if an immediate family member of the commissioner is a candidate for office in that county. - Amends TCA Section 2-12-102. by *Hakeem, *Towns, *Thompson, *Dixie, *Hodges, *Camper, *Clemmons. (*SB419 by *Campbell, *Yarbro, *Kyle)

Rep. Hakeem moved that **House Bill No. 722** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes.....	3
Present and not voting.....	2

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Mr. Speaker Sexton--85

Representatives voting no were: Griffey, Grills, Sexton J--3

Representatives present and not voting were: Cooper, Powers--2

A motion to reconsider was tabled.

***House Bill No. 723** -- Children's Services, Dept. of - As introduced, requires the department to publish the guidelines for the best practices for identifying and reporting signs of child abuse, child sexual abuse, and human trafficking in which the victim is a child on the department's website. - Amends TCA Title 36; Title 37; Title 38; Title 39; Title 40 and Title 71. by *Hakeem, *Miller, *Shaw, *Chism, *Thompson, *Towns, *Hardaway, *Lamar, *Parkinson, *Camper, *Clemmons, *Freeman. (SB643 by *Robinson)

Rep. Hakeem moved that **House Bill No. 723** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd,

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Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

House Bill No. 1537 -- Textbooks - As introduced, changes the number of content review experts the publisher submitting a textbook for possible approval must list from three to two. - Amends TCA Title 49, Chapter 6, Part 22. by *Weaver, *Cepicky, *Lynn. (*SB1036 by *Bell)

Rep. Weaver moved that House Bill No. 1537 be passed on third and final consideration.

Rep. Moody requested that Education Instruction Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Weaver moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1537 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2202, is amended by adding the following as new subsections:

(f) The department shall develop a proposed rubric to assist the commission in reviewing and scoring textbooks and instructional materials proposed for adoption. The department shall submit the proposed rubric to the commission for approval. If the commission does not approve the department's proposed rubric, then the commission may request that the department revise the proposed rubric and resubmit the rubric for approval, or the commission may develop or adopt an alternative rubric.

(g) The department of education, including the commissioner of education, or a deputy or assistant commissioner of education, serving as the secretary of the commission, may, at the direction of the commission, assist the commission in the performance of the commission's duties by providing recommendations to the commission, but shall not, when assisting the commission in the performance of the commission's duties or when training newly appointed members of the commission or members of advisory panels, attempt to improperly influence or interfere with:

(1) The commission's review or recommendation of textbooks and instructional materials proposed for adoption;

(2) The commission's review, approval, adoption, or utilization of a rubric to assist the commission in reviewing and scoring textbooks and instructional materials proposed for adoption;

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(3) The selection of experts appointed by the commission to serve on an advisory panel to advise the commission on textbooks and instructional materials proposed for adoption; or

(4) An advisory panel's review or recommendation of textbooks and instructional materials proposed for adoption.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, House Amendment No. 2 was adopted.

Rep. Moody moved that Education Instruction Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Weaver moved that **House Bill No. 1537**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	66
Noes.....	22
Present and not voting.....	3

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--66

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson, Towns--22

Representatives present and not voting were: Mannis, Shaw, Whitson--3

A motion to reconsider was tabled.

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

House Bill No. 1622 -- Smith County - Subject to local approval, authorizes the county legislative body to implement and administer a hotel motel tax, including the collection and remittance of the tax by a hotel operator and liability of such operator for delinquent tax payments. - Amends Chapter. by *Weaver. (*SB1640 by *Pody)

Rep. Weaver moved that **House Bill No. 1622** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	52
Noes.....	23
Present and not voting.....	8

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Carr, Carringer, Casada, Cepicky, Darby, Eldridge, Faison, Farmer, Gillespie, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Mannis, Marsh, Moon, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--52

Representatives voting no were: Beck, Campbell S, Camper, Chism, Clemmons, Cochran, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Stewart, Thompson, Towns, Windle--23

Representatives present and not voting were: Crawford, Gant, Grills, Lafferty, Littleton, Rudd, Sparks, Todd--8

A motion to reconsider was tabled.

***House Bill No. 978** -- Criminal Offenses - As introduced, creates a Class C misdemeanor offense, punishable by a \$50 fine and community service work, for solicitation or camping along a controlled-access highway or entrance or exit ramp; expands Equal Access to Public Property Act of 2012 to apply the offense of unauthorized camping on state property to all public property. - Amends TCA Title 39, Chapter 14; Title 39, Chapter 17, Part 3 and Title 55, Chapter 8. by *Williams, *White, *Hicks T, *Moody, *Reedy, *Todd, *Littleton. (SB1610 by *Bailey)

Rep. Williams moved that House Bill No. 978 be passed on third and final consideration.

Rep. Calfee moved the previous question, which motion prevailed.

Rep. Williams moved that **House Bill No. 978** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	62
Noes.....	22
Present and not voting.....	6

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G,

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Hicks T, Holsclaw, Hurt, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Sherrell, Smith, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--62

Representatives voting no were: Beck, Campbell S, Camper, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Hulse, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Shaw, Stewart, Towns--22

Representatives present and not voting were: Gant, Jernigan, Powell, Rudd, Sparks, Thompson--6

A motion to reconsider was tabled.

***Senate Bill No. 786** -- Redistricting, Legislative - As introduced, extends the time in which all county legislative bodies must change the boundaries of districts or redistrict the county entirely from at least once every 10 years to at least once every 11 years. - Amends TCA Section 3-1-102 and Section 5-1-111. by *Carr, *Briggs. (HB853 by *Hardaway)

Further consideration of Senate Bill No. 786, previously considered on today's calendar, at which time the House substituted the Senate Bill for the House Bill and withdrew Amendment No. 1.

Rep. Carr moved that **Senate Bill No. 786** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

Representatives present and not voting were: Rudd--1

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILL RE-REFERRED

Rep. Faison moved that **House Joint Resolution No. 397** be re-referred to the Health Committee, which motion prevailed.

NOTICE TO ACT ON SENATE MESSAGE

Pursuant to **Rule No. 59**, notice was given that the following measure from the Senate would be considered on April 15, 2021:

House Bill No. 368: by Rep. Williams

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 397 Reps. Camper and Kumar as prime sponsors.

House Joint Resolution No. 404 Rep. Hall as prime sponsor.

House Bill No. 165 Rep. Freeman as prime sponsor.

House Bill No. 718 Reps. Bricken, Helton, Moody, Smith, Freeman, C. Sexton, Cepicky, Eldridge, Hazlewood and Littleton as prime sponsors.

House Bill No. 773 Rep. Gillespie as prime sponsor.

House Bill No. 943 Rep. Russell as prime sponsor.

House Bill No. 1122 Rep. Russell as prime sponsor.

House Bill No. 1179 Rep. C. Sexton as prime sponsor.

House Bill No. 1252 Reps. Moody, T. Hicks and Lamberth as prime sponsors.

House Bill No. 1276 Reps. C. Sexton and Doggett as prime sponsors.

House Bill No. 1373 Reps. Windle, Moon, Wright, Faison, T. Hicks, Jernigan, Lamberth, Russell, Mannis and Kumar as prime sponsors.

House Bill No. 1379 Rep. Russell as prime sponsor.

House Bill No. 1437 Rep. Zachary as prime sponsor.

SPONSORS WITHDRAWN

On Motion, Reps. Moody, Gant and Sherrell withdrew as sponsor of **House Bill No. 1379**.

ENROLLED BILLS

April 14, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 65, 348, 358, 369, 370, 371, 372, 373, 374, 375, 376, 377 and 378; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED

April 14, 2021

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 65, 348, 358, 369, 370, 371, 372, 373, 374, 375, 376, 377 and 378.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

April 14, 2021

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 65, 348, 358, 369, 370, 371, 372, 373, 374, 375, 376, 377 and 378; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK

April 14, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 65, 348, 358, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377 and 378; for his action.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

April 14, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 85, 117, 487 and 938; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

April 14, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 72, 77, 82, 94, 267, 367, 781, 820, 968, 1604, 1611, 1613 and 1615; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED

April 14, 2021

The Speaker announced that he had signed the following: House Bills Nos. 47, 83, 776, 976, 1112 and 1448.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

April 14, 2021

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 47, 83, 776, 976, 1112 and 1448; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK

April 14, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 38, 47, 83, 84, 86, 87, 88, 92, 188, 206, 298, 364, 651, 765, 776, 831, 890, 976, 1091, 1097, 1098, 1112, 1168, 1343, 1448 and 1517; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR

April 14, 2021

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill No. 776; with his approval.

LANG WISEMAN, Deputy and Counsel to the Governor

ENROLLED BILLS

April 14, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 39; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED
April 14, 2021

The Speaker announced that he had signed the following: House Resolution No. 39.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE
April 14, 2021

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 85, 117, 487 and 938; substituted for Senate Bills on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 14, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 271, 332, 566, 656, 832, 858, 1027, 1240, 1435, 1534, 1634 and 1635; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 271 -- Planning, Public - As introduced, establishes a process for notifying developers regarding the location of natural gas pipelines and easements for such pipelines for purposes of breaking ground on residential and nonresidential developments, and further provides pipeline operators with notice of such developments for purposes of complying with applicable federal law. - Amends TCA Title 13 and Title 65, Chapter 31. by *Yager. (*HB229 by *Vaughan)

***Senate Bill No. 332** -- Alcoholic Beverages - As introduced, changes, from February 1 to January 15, the date by which local beer boards must file the annual statistical report to the alcoholic beverage commission; changes, from March 15 to March 1, the date by which the commission must file the report on the compiled statistical information from the beer boards to the state and local government committee of the senate and the state government committee of the house of representatives. - Amends TCA Title 57. by *Yager. (HB668 by *Freeman)

***Senate Bill No. 566** -- Homestead Exemptions - As introduced, removes the dollar limits to the aggregate value of homestead exemptions, instead creating an exemption for a principal place of residence that is located on a single parcel of land not to exceed five acres in area. - Amends TCA Title 26, Chapter 2, Part 3. by *Bowling, *Yager. (HB676 by *Garrett)

Senate Bill No. 656 -- County Government - As introduced, prohibits certain persons from having a direct or indirect interest in a contract with a county for the purchase of supplies, materials, equipment, or services. - Amends TCA Section 5-21-121. by *Bowling. (*HB616 by *Rudder, *Marsh)

Senate Bill No. 832 -- Public Records - As introduced, revises provisions relative to the destruction of original public records. - Amends TCA Section 10-7-404. by *Niceley. (*HB648 by *Faison)

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

Senate Bill No. 858 -- Public Health - As introduced, repeals private acts enacting county boards of health or departments of health; requires commissioner of health to report information regarding certain quarantines to the joint government operations committee, the health committee of the house of representatives, and the health and welfare committee of the senate; limits the county health officer's quarantine power. - Amends TCA Title 4; Title 5; Title 8; Title 56; Title 63; Title 68 and Title 71. by *Bowling, *White, *Pody. (*HB575 by *Ragan, *Zachary, *Faison, *Gant, *Marsh, *Terry, *Powers, *Sherrell, *Smith, *Garrett, *White, *Howell, *Hall, *Sparks, *Cochran, *Boyd, *Lynn, *Weaver, *Leatherwood)

Senate Bill No. 1027 -- Medical Occupations - As introduced, permits the board for professional counselors, marital and family therapists, and clinical pastoral therapists to conduct meetings by electronic means, as long as the electronic means used allow for all board members to transmit and receive real-time audio. - Amends TCA Title 4 and Title 63. by *Briggs, *Crowe, *Jackson, *Massey. (*HB959 by *Whitson, *Ramsey)

***Senate Bill No. 1240** -- Education, Dept. of - As introduced, directs the department to provide career and technical education opportunities for students in middle school; requires an LEA to provide students in seventh or eighth grade with information on available career and technical education programs upon administering a career aptitude assessment. - Amends TCA Title 49. by *Crowe. (HB1446 by *Hicks T)

Senate Bill No. 1435 -- Children - As introduced, requires that an audiovisual recording be made of any interrogation of a child who has been taken into custody on suspicion that the child committed a delinquent act or unruly conduct; states that the requirement may not be waived. - Amends TCA Title 37. by *Akbari, *Gilmore. (*HB340 by *Lamar)

Senate Bill No. 1534 -- Election Laws - As introduced, prohibits private individuals, businesses, and corporations from funding state and local elections; requires election audits to meet certain standards. - Amends TCA Title 2. by *Roberts, *Jackson, *Stevens. (*HB966 by *Carringer, *Griffey, *Crawford)

***Senate Bill No. 1634** -- Rockwood - Subject to local approval, establishes additional qualifications for service as a member of the city's electric power board by requiring one member to be on the city council, members to be property holders in their places of residence, and members to reside within their respective cities or unincorporated areas for one (1) year preceding their appointment; establishes terms of service for board members; and establishes a procedure for filling vacancies on the board. - Amends Chapter 231 of the Private Acts of 1980. by *Yager. (HB1616 by *Calfee)

***Senate Bill No. 1635** -- Rockwood - Subject to local approval, establishes additional qualifications for service as a member of the city's board of waterworks, sewerage, and natural gas by requiring one member to be on the city council, members to be property holders in their places of residence, and members to reside within their respective cities or unincorporated areas for one (1) year preceding their appointment; establishes terms of service for board members; and establishes a procedure for filling vacancies on the board. - Amends Chapter 231 of the Private Acts of 1980. by *Yager. (HB1617 by *Calfee)

MESSAGE FROM THE SENATE
April 14, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 483, 484, 485, 486, 487, 488 and 489; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 420** -- Memorials, Professional Achievement - Kristen Schillo, White House Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 421** -- Memorials, Interns - Kelsey Cherry. by *Rose.

***Senate Joint Resolution No. 422** -- Memorials, Professional Achievement - Chris Walker, Westmoreland Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 423** -- Memorials, Professional Achievement - Tanis Worsley, T.W. Hunter Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 424** -- Memorials, Professional Achievement - Angie Morrison, Shafer Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 425** -- Memorials, Professional Achievement - Onnessia Head, Rucker Stewart Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 426** -- Memorials, Professional Achievement - Jenny Morris, Portland West Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 427** -- Memorials, Professional Achievement - Daphne Whitsett, Portland East Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 428** -- Memorials, Professional Achievement - Emily Thompson, Knox Doss Middle School at Drakes Creek Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 429** -- Memorials, Professional Achievement - Emily Moon, Hawkins Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 430** -- Memorials, Professional Achievement - Rachael Holstine, Ellis Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 431** -- Memorials, Professional Achievement - Jennifer Batte, Millersville Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 432** -- Memorials, Professional Achievement - Sara Tumlin, Merrol Hyde Magnet School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 433** -- Memorials, Professional Achievement - Marcie Nitsch, Madison Creek Elementary School Teacher of the Year. by *Haile.

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

***Senate Joint Resolution No. 434** -- Memorials, Professional Achievement - Stacey Wellman, Lakeside Park Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 435** -- Memorials, Professional Achievement - Candice McFarland, Indian Lake Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 436** -- Memorials, Professional Achievement - Stacey Hudson, Howard Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 437** -- Memorials, Professional Achievement - Erin Thompson, Guild Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 438** -- Memorials, Professional Achievement - Danielle Tanner, Dr. William Burrus Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 439** -- Memorials, Professional Achievement - Megan Jamison, Gene Brown Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 440** -- Memorials, Professional Achievement - Susan Sears, Benny Bills Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 441** -- Memorials, Professional Achievement - DeeDee Masters, Bethpage Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 442** -- Memorials, Professional Achievement - Grace Martino, Beech Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 443** -- Memorials, Professional Achievement - Robin Madison, Jack Anderson Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 444** -- Memorials, Professional Achievement - Danielle Smith, Gallatin High School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 445** -- Memorials, Professional Achievement - Tasha Froelich, Sumner County Grades 9-12 and Beech High School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 446** -- Memorials, Professional Achievement - Kyla Hardin, J.W. Wiseman Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 447** -- Memorials, Professional Achievement - Hillary Bell, George Whitten Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 448** -- Memorials, Professional Achievement - Amy Rogers, Westmoreland Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 449** -- Memorials, Professional Achievement - Krista Allen, Watt Hardison Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 450** -- Memorials, Professional Achievement - Katie Venable, Walton Ferry Elementary School Teacher of the Year. by *Haile.

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

***Senate Joint Resolution No. 451** -- Memorials, Professional Achievement - Valencia Smith, Vena Stuart Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 452** -- Memorials, Professional Achievement - Bethany Kihnley, Union STEAM Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 453** -- Memorials, Professional Achievement - Crissy Peters, Clyde Riggs Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 454** -- Memorials, Professional Achievement - Jamie Watson, Portland Gateview Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 455** -- Memorials, Professional Achievement - Amy Woodruff, Oakmont Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 456** -- Memorials, Professional Achievement - Ann Meador, North Sumner Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 457** -- Memorials, Professional Achievement - Brandi Wiggins, Nannie Berry Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 458** -- Memorials, Professional Achievement - Pam Hodge, White House High School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 459** -- Memorials, Professional Achievement - Lisa Birchfield, Westmoreland High School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 460** -- Memorials, Professional Achievement - Drew Van Huss, Station Camp High School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 461** -- Memorials, Professional Achievement - Troy Carnes, R.T. Fisher School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 462** -- Memorials, Professional Achievement - Michael Hamilton, Portland High School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 463** -- Memorials, Professional Achievement - Jeffrey Wilkins, Hendersonville High School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 464** -- Memorials, Professional Achievement - Kim Knapp, Trousdale County Grades 9-12 Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 465** -- Memorials, Professional Achievement - Chelsea Jones, Trousdale County Grades 5-8 Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 466** -- Memorials, Professional Achievement - Jessica Atwood, Trousdale County Grades K-4 Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 467** -- Memorials, Professional Achievement - Jessica Adams, Sumner County Principal of the Year. by *Haile.

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

***Senate Joint Resolution No. 468** -- Memorials, Professional Achievement - Kimberly High, Sumner County Lead Educator of the Year. by *Haile.

***Senate Joint Resolution No. 469** -- Memorials, Professional Achievement - Terri Callister, Sumner County Grades 5-8 and Station Camp Middle School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 470** -- Memorials, Professional Achievement - Kerra Willhite, Sumner County Grades K-4 and Station Camp Elementary School Teacher of the Year. by *Haile.

***Senate Joint Resolution No. 471** -- Memorials, Recognition - Mississippi Band of Choctaw Indians and Eastern Band of Cherokee Indians. by *Jackson, *Hensley.

***Senate Joint Resolution No. 472** -- Memorials, Interns - Jacen "Jace" Wilder. by *Yarbro.

***Senate Joint Resolution No. 473** -- Memorials, Death - Herbert Jackson "Jackie" Pope. by *McNally, *Yager, *Akbari, *Bailey, *Bell, *Bowling, *Briggs, *Campbell, *Crowe, *Gardenhire, *Gilmore, *Haile, *Hensley, *Jackson, *Johnson, *Kelsey, *Lundberg, *Massey, *Niceley, *Pody, *Powers, *Reeves, *Roberts, *Rose, *Southerland, *Stevens, *Swann, *Walley, *Watson, *White, *Yarbro.

***Senate Joint Resolution No. 474** -- Memorials, Interns - Natalie Shanklin. by *McNally, *Akbari, *Bailey, *Bell, *Bowling, *Briggs, *Campbell, *Crowe, *Gardenhire, *Gilmore, *Haile, *Hensley, *Jackson, *Johnson, *Kelsey, *Lundberg, *Massey, *Niceley, *Pody, *Powers, *Reeves, *Roberts, *Rose, *Southerland, *Stevens, *Swann, *Walley, *Watson, *White, *Yager, *Yarbro.

***Senate Joint Resolution No. 475** -- Memorials, Interns - Kenton Harvill. by *McNally, *Akbari, *Bailey, *Bell, *Bowling, *Briggs, *Campbell, *Crowe, *Gardenhire, *Gilmore, *Haile, *Hensley, *Jackson, *Johnson, *Kelsey, *Lundberg, *Massey, *Niceley, *Pody, *Powers, *Reeves, *Roberts, *Rose, *Southerland, *Stevens, *Swann, *Walley, *Watson, *White, *Yager, *Yarbro.

***Senate Joint Resolution No. 476** -- Memorials, Death - Senator Ruth C. Montgomery. by *Lundberg, *Crowe, *McNally, *Southerland, *Niceley, *Swann, *Akbari, *Bailey, *Bell, *Bowling, *Briggs, *Campbell, *Gardenhire, *Gilmore, *Haile, *Hensley, *Jackson, *Johnson, *Kelsey, *Massey, *Pody, *Powers, *Reeves, *Roberts, *Rose, *Stevens, *Walley, *Watson, *White, *Yager, *Yarbro.

***Senate Joint Resolution No. 477** -- Memorials, Death - Howard Vincent Black II. by *Walley.

***Senate Joint Resolution No. 478** -- Memorials, Professional Achievement - Candace Justice, SOAR Community College Faculty Member of the Year. by *Southerland.

***Senate Joint Resolution No. 479** -- Memorials, Sports - Jenna Baines. by *Southerland.

WEDNESDAY, APRIL 14, 2021 – TWENTY-THIRD LEGISLATIVE DAY

***Senate Joint Resolution No. 480** -- Memorials, Death - Bonita "Bonnie" Currey-Stamps. by *Gardenhire.

***Senate Joint Resolution No. 481** -- Memorials, Interns - Laura Bowers. by *Massey.

***Senate Joint Resolution No. 483** -- Memorials, Recognition - Buffalo Ridge Baptist Church. by *Crowe.

***Senate Joint Resolution No. 484** -- Memorials, Academic Achievement - Subhash Eedarapalli, Valedictorian, Collierville High School. by *Rose.

***Senate Joint Resolution No. 485** -- Memorials, Academic Achievement - Brandon Gong, Valedictorian, Collierville High School. by *Rose.

***Senate Joint Resolution No. 486** -- Memorials, Academic Achievement - Yao Jessica He, Valedictorian, Collierville High School. by *Rose.

***Senate Joint Resolution No. 487** -- Memorials, Academic Achievement - Alex Zhang, Valedictorian, Collierville High School. by *Rose.

***Senate Joint Resolution No. 488** -- Memorials, Recognition - Tony Cox and Robert A. Joines II. by *Pody.

***Senate Joint Resolution No. 489** -- Memorials, Retirement - Michael Ray Barbee, Wilson County Sheriff's Department. by *Pody.

**ENGROSSED BILLS
April 14, 2021**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 145, 191, 456, 613, 682, 722, 723, 856, 978, 1074, 1186, 1513, 1537, 1570 and 1622; House Joint Resolutions Nos. 394, 395, 396, 398, 399, 400, 401 and 402;

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 14, 2021**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 68, 174, 175, 176, 177, 218, 323, 344, 383, 384, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 418, 419 and 515; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 14, 2021**

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 68, 174, 175, 176, 177, 218, 323, 344, 383, 384, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 418, 419 and 515.

TAMMY LETZLER, Chief Clerk

**MESSAGE FROM THE SENATE
April 14, 2021**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 186; substituted for Senate Joint Resolution on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 93

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 93

RECESS

On motion of Rep. Gant, the House stood in recess until 9:00 a.m., Thursday, April 15, 2021.